

**BOROUGH OF DUMONT
BERGEN COUNTY, NJ
EXECUTIVE SESSION MINUTES
APRIL 6, 2010
6:30 PM**

Mayor McHale called the meeting to order at 6:32 PM

Flag Salute, Silent Prayer

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was sent to *The Record* and the *Press Journal*, posted on the Borough website and filed with the Borough of Dumont on January 5, 2010.

Roll Call: Council members Carrick, Caspare, Freeman, Manna, Stylianou,
Zamechansky-present
Mayor McHale-present

Review for Special Public Portion:

RESOLUTIONS

- #10-108 Approval of T&M Associates to Proceed with Construction Documents and Related Work-NJEIT Phase III-\$165,000
- #10-109 Award of Solid Waste Tipping Contract
- #10-110 Approval of Evaluation of Soil Quality at Twin Boro Field by Alaimo Engineers-not to exceed \$13,500
- #10-111 Hire DPW Seasonal Employees-\$10.00 per hour (one employee \$12.00 per hour-CDL)

ORDINANCES

Second Reading

#1405 Bond Ordinance amending in its entirety bond ordinance No. 1364 adopted April 16, 2008 entitled: "Bond Ordinance providing for various general improvements appropriating \$652,000 therefor and authorizing the issuance of \$619,400 bonds and/or notes of the borough for paying the cost thereof and making the down payment for said improvements, authorized to be undertaken in and by the Borough of Dumont, in the County of Bergen, New Jersey", to increase the appropriation to \$852,000 and the authorized bonds and/or notes to \$809,400 and to make such other conforming changes as necessary.

#1406 Repeal of Ordinance #1391 - Ordinance Amending Chapter 21, Section 12.1 of the Borough of Dumont Code; No right turn shall be permitted onto Shadyside Avenue, from the Commercial Development located at 19 Shadyside Avenue

#1407 Bond Ordinance Supplementing Bond Ordinance No. 1375 adopted February 17, 2009 to provide for the acquisition of easements and property relating to Phase II of various storm sewer system improvements, providing a supplemental appropriation of \$300,000 therefor and authorizing the issuance of \$285,000 of bonds and/or notes of the Borough for paying the cost of said additional improvements authorized to be undertaken in and by the Borough of Dumont, in the County of Bergen, New Jersey
Council members Freeman and Zamechansky must abstain from voting because their homes are in the Phase II improvement area.

First Reading

#1408 Ordinance to Exceed Municipal Budget Appropriation Limit and Establish Cap Bank

General Order of Business

#10-112 Introduction of the 2010 Municipal Budget

Motion to recess to Council Chambers for special public session: Councilman Manna
Second: Councilman Stylianou
All in favor.

Flag Salute, Silent Prayer

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was sent to *The Record* and the *Press Journal*, posted on the Borough website and filed with the Borough of Dumont on January 5, 2010.

Roll Call: Council members Carrick, Caspare, Freeman, Manna, Stylianou,
Zamechansky-present
Mayor McHale-present

Motion to Accept Agenda as Presented: Councilman Carrick
Second: Councilman Stylianou
All in favor.

SPECIAL PUBLIC PORTION

Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

RESOLUTIONS

#10-108 Approval of T&M Associates to Proceed with Construction Documents and Related Work-NJEIT Phase III-\$165,000 *

#10-109 Award of Solid Waste Tipping Contract *
#10-110 Approval of Evaluation of Soil Quality at Twin Boro Field by Alaimo
Engineers-not to exceed \$13,500 *
#10-111 Hire DPW Seasonal Employees-\$10.00 per hour (one employee \$12.00 per
hour-CDL) *
Motion to adopt: Councilman Manna
Second: Councilman Stylianou

Motion to open to the public: Councilman Stylianou
Second: Councilman Carrick
All in favor.
Motion to close: Councilman Carrick
Second: Councilwoman Zamechansky
All in favor.
Roll call vote: Council members Carrick, Caspare, Freeman, Manna, Stylianou,
Zamechansky-yes
Motion carried.

ORDINANCES

Second Reading

#1405 Bond Ordinance amending in its entirety bond ordinance No. 1364 adopted April 16, 2008 entitled: “Bond Ordinance providing for various general improvements appropriating \$652,000 therefor and authorizing the issuance of \$619,400 bonds and/or notes of the borough for paying the cost thereof and making the down payment for said improvements, authorized to be undertaken in and by the Borough of Dumont, in the County of Bergen, New Jersey”, to increase the appropriation to \$852,000 and the authorized bonds and/or notes to \$809,400 and to make such other conforming changes as necessary.

This ordinance will correct a technical flaw in the adoption of Bond Ordinance #1397.

Motion to waive formal reading: Councilman Stylianou

Second: Councilman Manna

All in favor

There was no discussion from the Council

Motion to open to the public: Councilman Carrick

Second: Councilman Manna

All in favor

Motion to close to the public: Councilman Stylianou

Second: Councilman Carrick

All in favor

Motion to adopt on second reading: Councilman Manna

Second: Councilman Stylianou

Roll call vote: Council members Carrick, Caspare, Freeman, Manna, Stylianou,
Zamechansky-yes

Motion carried.

#1406 Repeal of Ordinance #1391 - Ordinance Amending Chapter 21, Section 12.1 of the

Borough of Dumont Code; No right turn shall be permitted onto Shadyside Avenue, from the Commercial Development located at 19 Shadyside Avenue

Motion to waive formal reading: Councilman Stylianou

Second: Councilman Carrick

All in favor.

There was no discussion from the Council?

Motion to open to the public: Councilman Stylianou

Second: Councilman Manna

All in favor.

Kai Chen-90 Teak Road- questioned the reason for the repeal of Ordinance #1391.

Motion to close to the public: Councilman Manna

Second: Councilman Freeman

All in favor

Motion to adopt on second reading: Councilman Manna

Second: Councilman Carrick

Roll call vote: Council members Carrick, Caspare, Freeman, Manna, Stylianou,

Zamechansky-yes

Motion carried.

#1407 Bond Ordinance Supplementing Bond Ordinance No. 1375 adopted February 17, 2009 to provide for the acquisition of easements and property relating to Phase II of various storm sewer system improvements, providing a supplemental appropriation of \$300,000 therefor and authorizing the issuance of \$285,000 of bonds and/or notes of the Borough for paying the cost of said additional improvements authorized to be undertaken in and by the Borough of Dumont, in the County of Bergen, New Jersey

Motion to waive formal reading: Councilman Manna

Second: Councilman Stylianou

All in favor.

There was no discussion from the Council

Motion to open to the public: Councilman Carrick

Second: Councilman Manna

All in favor

Motion to close to the public: Councilman Carrick

Second: Councilman Stylianou

All in favor.

Motion to adopt on second reading: Councilman Manna

Second: Councilman Carrick

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou-yes

Council members Freeman and Zamechansky-abstained

Motion carried.

First Reading

#1408 Ordinance to Exceed Municipal Budget Appropriation Limit and Establish Cap Bank

Motion to waive formal reading: Councilman Manna

Second: Councilman Stylianou

All in favor.

Councilman Manna explained that this ordinance allows the Governing Body to increase the budget in the amount of \$477,205 in excess of the increase of the final appropriations for 2009. It does not mean the amount will be used; it allows flexibility if needed.

Motion to adopt on first reading: Councilman Manna

Second: Councilman Stylianou

Roll call vote: Council members Carrick, Caspare, Freeman, Manna, Stylianou, Zamechansky-yes

Motion carried.

Non-consent Agenda

#10-112 Introduction of the 2010 Municipal Budget

Motion to adopt: Councilman Manna

Second: Councilman Freeman

Councilman Manna, Finance Chair, explained the process leading up to the introduction of the budget. At the beginning of the year department heads submit their 2010 budget requests. The members of the Finance Committee then evaluated each line item. Fixed cost increases for health insurance, pension contribution and liability insurance increased to double digits. In addition, State Aid was cut by 20.4%. As of now, the increase on an assessed value of \$382,000 is \$237.00. The committee will now meet with department heads and contracted employee representatives and will be looking at 5-10% cuts. They will also be exploring additional shared services. The Committee will be holding a number of town hall meetings for residents to participate.

Mayor McHale stated that the State through the Governor has decided that municipalities such as Dumont in which live hard working families should do with less and yet pay more. The schools in Dumont have received a \$1.9 million dollar cut. Even with cutting services and programs their budget will have a 7.5% increase. He stated that public participation and involvement of the Borough's residents are very important.

Administrator Perkins explained that before the State cuts, we were under Cap., even with fully funding our pensions. After the cuts, we were over cap. Over thirty hours were spent just in committee meetings.

Motion to open to the public: Councilman Carrick

Second: Councilman Manna

All in favor.

1. Kai Chen-90 Teak Road-as whether there are plans to put a ballot question on for a referendum to exceed the property tax levy cap. He also asked that there be at least one public hearing before budget adoption.

Motion to close public portion of Resolution #112: Councilman Manna

Second: Councilman Stylianou

All in favor.

Councilwoman Zamechansky reiterated there would be day and evening meetings.

Roll call vote-Resolution #112: Council members Carrick, Caspare, Freeman, Manna, Stylianou, Zamechansky-yes

Motion carried.

Motion to open to the public for general comment: Councilman Carrick

Second: Councilman Manna

All in favor.

1. Kai Chen-90 Teak Road-asked why the COLA Ordinance is adopted every year.

2. Liz Schick of Lerch Vinci and Higgins explained that by State Statute the Borough is allowed to increase up to 3.5%. This allows the Borough to have a cap bank for the future. It does not mean that this money has to be used.

Motion to close: Councilman Manna

Second: Councilman Freeman

All in favor

Motion to recess to Executive Chambers for Continuation of Executive Session:

Councilman Manna

Second: Councilman Carrick

All in favor.

Motion to go back into Executive Session: Councilman Carrick

Second: Councilman Manna

All in favor.

Administrator Perkins' Report

Representatives from FEMA spent hours in the Borough looking at the schools, residential damage and damage on the Borough side. We have been declared a state of emergency on the federal side. Residents in town will be able to apply for federal assistance. It will be a low-interest loan.

A letter was received from Assemblyman Schroeder commending the OEM, DPW and members of the Governing Body for their incredible performance during the storm.

The Washington, New Milford and Virginia Avenue Intersection will be closed as April 8th.

The Borough Clerk had applied for a Paris grant for document imaging. The scanner and computer were received and training sessions were attended just prior to the Governor pulling the money for future Paris grants.

Mr. Perkins was invited to participate in a closed session focus group dealing with critical issues facing local governments in New Jersey.

Council Committee Reports

- Councilman Stylianou

Ordinance Committee

There will be a meeting April 12th at 6:30PM

- Councilman Carrick

Will hold his report for public meeting

- Councilman Caspare

Ambulance

Drivers during the day are needed.

- Councilman Freeman

Library

Their state funding has been cut 74%.

Joint Land Use Board

Neglia Engineers were appointed as Planning consultants.

The Engineer RFQ's did not include radio frequency expertise so that appointment was tabled.

Board of Education

Two well-attended meetings were held in March.

The Board of Education approved a tax levy of 7.5%. Certain programs and services will be cut. The budget will be voted on April 20th.

- Councilman Manna

Finance

The Councilman has contacted Labor Counsel relating to budget concerns pertaining to salary freeze and layoffs.

- Councilwoman Zamechansky

Sal Maurice Jr. would like to count the poles along the parade route and hang flags for the Parade for his Eagle Scout project.

Chamber of Commerce

The new president is Mike Brown.

Recreation

The rededication of the park is scheduled for April 24th.

Attorney's Report

The Solid Waste Tipping Contract awarded tonight will realize a savings of \$115,000-\$130,000 from last year.

The bid for the Derick Banta House portion of the library was reviewed.

A notice to proceed was given to Alan Briteway for the LED signal upgrades.

The lightning detection bid will be received soon.

Engineer's Report

Mr. Carrino had a meeting with a Bergen County inspector regarding an issue with a crosswalk by CVS.

There have been issues with false alarms at the White Beeches Pump Station.

The existing vestibule at the Library does not meet code so it has to be expanded. The fee proposal submitted includes the architect's fee. This is part of the grant received for handicap ramps.

Mayor's Report

Mayor McHale reminded everyone to submit their financial disclosure forms to the Borough Clerk.

Motion to open to the public: Councilman Stylianou

Second: Councilman Carrick

All in favor.

Motion to close to the public: Councilman Manna

Second: Councilman Freeman

Motion to adjourn: Councilman Carrick

Second: Councilman Stylianou

All in favor.

Meeting adjourned at 7:55 PM

Minutes respectfully submitted by:

Susan Connelly, RMC

Borough Clerk